



General Assembly

January Session, 2007

***Amendment***

LCO No. 9003

\*HB0579209003HR0\*

Offered by:  
REP. HOVEY, 112<sup>th</sup> Dist.

To: Subst. House Bill No. 5792      File No. 285      Cal. No. 256

(As Amended)

***"AN ACT CONCERNING A SPECIAL OPERATOR'S PERMIT."***

1      After the last section, add the following and renumber sections and  
2      internal references accordingly:

3      "Sec. 501. Subsection (g) of section 14-227a of the general statutes is  
4      repealed and the following is substituted in lieu thereof (*Effective July*  
5      *1, 2007*):

6      (g) Any person who violates any provision of subsection (a) of this  
7      section shall: (1) For conviction of a first violation, (A) be fined not less  
8      than five hundred fifty dollars or more than one thousand one  
9      hundred dollars, and (B) be (i) imprisoned not more than six months,  
10     forty-eight consecutive hours of which may not be suspended or  
11     reduced in any manner, or (ii) imprisoned not more than six months,  
12     with the execution of such sentence of imprisonment suspended  
13     entirely and a period of probation imposed requiring as a condition of  
14     such probation that such person perform one hundred hours of

15 community service, as defined in section 14-227e, and (C) have such  
16 person's motor vehicle operator's license or nonresident operating  
17 privilege suspended for one year; (2) for conviction of a second  
18 violation within ten years after a prior conviction for the same offense,  
19 (A) be fined not less than one thousand one hundred dollars or more  
20 than four thousand four hundred dollars, (B) be imprisoned not more  
21 than two years, one hundred twenty consecutive days of which may  
22 not be suspended or reduced in any manner, and sentenced to a period  
23 of probation requiring as a condition of such probation that such  
24 person perform one hundred hours of community service, as defined  
25 in section 14-227e, and (C) (i) have such person's motor vehicle  
26 operator's license or nonresident operating privilege suspended for  
27 three years or until the date of such person's twenty-first birthday,  
28 whichever is longer, or (ii) if such person has been convicted of a  
29 violation of subdivision (1) of subsection (a) of this section on account  
30 of being under the influence of intoxicating liquor or of subdivision (2)  
31 of subsection (a) of this section, have such person's motor vehicle  
32 operator's license or nonresident operating privilege suspended for  
33 one year and be prohibited for the two-year period following  
34 completion of such period of suspension from operating a motor  
35 vehicle unless such motor vehicle is equipped with a functioning,  
36 approved ignition interlock device, as defined in section 14-227j; and  
37 (3) for conviction of a third and subsequent violation within ten years  
38 after a prior conviction for the same offense, (A) be fined not less than  
39 two thousand two hundred dollars or more than eight thousand eight  
40 hundred dollars, (B) be imprisoned not more than three years, one year  
41 of which may not be suspended or reduced in any manner, and  
42 sentenced to a period of probation requiring as a condition of such  
43 probation that such person perform one hundred hours of community  
44 service, as defined in section 14-227e, and (C) have such person's  
45 motor vehicle operator's license or nonresident operating privilege  
46 permanently revoked upon such third offense. For purposes of the  
47 imposition of penalties for a second or third and subsequent offense  
48 pursuant to this subsection, a conviction under the provisions of  
49 subsection (a) of this section in effect on October 1, 1981, or as

50 amended thereafter, a conviction under the provisions of either  
51 subdivision (1) or (2) of subsection (a) of this section, a conviction  
52 under the provisions of section 53a-56b or 53a-60d or a conviction in  
53 any other state of any offense the essential elements of which are  
54 determined by the court to be substantially the same as subdivision (1)  
55 or (2) of subsection (a) of this section or section 53a-56b or 53a-60d,  
56 shall constitute a prior conviction for the same offense. The  
57 municipality where any violation of this section occurs shall receive  
58 ten per cent of the fine collected by the state for such violation."